

CIVIL COVER SHEET

17 CV 0083

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
Tina Farmer, Paul Fordham, Momoh Kanu, Ishmael Sesay, and James Tibbs

DEFENDANTS
General Motors LLC

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Gary Peller, Esq.
600 New Jersey Avenue, N.W.
Washington, D.C. 20001
(202) 638-8433

ATTORNEYS (IF KNOWN)
KING & SPALDING
1185 Avenue of the Americas
New York, New York 10036-4003
(212) 555-8122

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal from Bankruptcy Court ruling pursuant to 28 U.S.C. 158

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☒ Yes ☐ Judge Previously Assigned

If yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No ☒ Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/	[] 625 DRUG RELATED	[x] 422 APPEAL	[] 375 FALSE CLAIMS
[] 120 MARINE	[] 315 AIRPLANE PRODUCT	PHARMACEUTICAL PERSONAL	INJURY/PRODUCT LIABILITY	28 USC 158	[] 376 QUI TAM
[] 130 MILLER ACT	LIABILITY	[] 365 PERSONAL INJURY	SEIZURE OF PROPERTY	[] 423 WITHDRAWAL	[] 400 STATE
[] 140 NEGOTIABLE	[] 320 ASSAULT, LIBEL &	PRODUCT LIABILITY	21 USC 881	28 USC 157	REAPPORTIONMENT
[] 150 INSTRUMENT	SLANDER	[] 368 ASBESTOS PERSONAL	[] 690 OTHER		[] 410 ANTITRUST
[] 151 RECOVERY OF	[] 330 FEDERAL	INJURY PRODUCT			[] 430 BANKS & BANKING
OVERPAYMENT &	EMPLOYERS'	LIABILITY			[] 450 COMMERCE
ENFORCEMENT	LIABILITY		PROPERTY RIGHTS		[] 460 DEPORTATION
[] 152 OF JUDGMENT	[] 340 MARINE	PERSONAL PROPERTY	[] 820 COPYRIGHTS		[] 470 RACKETEER INFLU-
MEDICARE ACT	[] 345 MARINE PRODUCT	[] 370 OTHER FRAUD	[] 830 PATENT		ENCED & CORRUPT
[] 152 RECOVERY OF	LIABILITY	[] 371 TRUTH IN LENDING	[] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION		ORGANIZATION ACT
DEFAULTED	[] 350 MOTOR VEHICLE		[] 840 TRADEMARK		(RICO)
STUDENT LOANS	[] 355 MOTOR VEHICLE	PRISONER PETITIONS		SOCIAL SECURITY	[] 480 CONSUMER CREDIT
(EXCL VETERANS)	PRODUCT LIABILITY	[] 380 OTHER PERSONAL	LABOR	[] 861 HIA (1395ff)	[] 490 CABLE/SATELLITE TV
[] 153 RECOVERY OF	[] 360 OTHER PERSONAL	PROPERTY DAMAGE	[] 710 FAIR LABOR	[] 862 BLACK LUNG (923)	[] 850 SECURITIES/
OVERPAYMENT	INJURY	PRODUCT LIABILITY	STANDARDS ACT	[] 863 DIWC/DIWW (405(g))	COMMODITIES/
OF VETERAN'S	[] 362 PERSONAL INJURY -		[] 720 LABOR/MGMT	[] 864 SSID TITLE XVI	EXCHANGE
BENEFITS	MED MALPRACTICE	[] 463 ALIEN DETAINEE	RELATIONS	[] 865 RSI (405(g))	
[] 160 STOCKHOLDERS		[] 385 PROPERTY DAMAGE	[] 740 RAILWAY LABOR ACT		[] 890 OTHER STATUTORY
SUITS	ACTIONS UNDER STATUTES	PRODUCT LIABILITY	LEAVE ACT (FMLA)	FEDERAL TAX SUITS	ACTIONS
[] 190 OTHER	CIVIL RIGHTS	PRISONER PETITIONS	[] 751 FAMILY MEDICAL	[] 870 TAXES (U.S. Plaintiff or	[] 891 AGRICULTURAL ACTS
CONTRACT	[] 440 OTHER CIVIL RIGHTS	[] 510 MOTIONS TO	[] 790 OTHER LABOR	Defendant)	[] 893 ENVIRONMENTAL
CONTRACT	(Non-Prisoner)	VACATE SENTENCE	LITIGATION	[] 871 IRS-THIRD PARTY	MATTERS
PRODUCT		28 USC 2255	[] 791 EMPL RET INC	26 USC 7609	[] 895 FREEDOM OF
LIABILITY		[] 530 HABEAS CORPUS	SECURITY ACT (ERISA)		INFORMATION ACT
[] 196 FRANCHISE		[] 535 DEATH PENALTY			[] 896 ARBITRATION
		[] 540 MANDAMUS & OTHER			[] 899 ADMINISTRATIVE
REAL PROPERTY	[] 441 VOTING		IMMIGRATION		PROCEDURE ACT/REVIEW OF
[] 210 LAND	[] 442 EMPLOYMENT	PRISONER CIVIL RIGHTS	[] 462 NATURALIZATION		APPEAL OF AGENCY DECISIO.
CONDEMNATION	[] 443 HOUSING/	[] 550 CIVIL RIGHTS	APPLICATION		[] 950 CONSTITUTIONALITY O
[] 220 FORECLOSURE	ACCOMMODATIONS	[] 555 PRISON CONDITION	[] 465 OTHER IMMIGRATION		STATE STATUTES
[] 230 RENT LEASE &	[] 445 AMERICANS WITH	[] 560 CIVIL DETAINEE	ACTIONS		
EJECTMENT	DISABILITIES -	CONDITIONS OF CONFINEMENT			
[] 240 TORTS TO LAND	EMPLOYMENT				
[] 245 TORT PRODUCT	[] 446 AMERICANS WITH				
LIABILITY	DISABILITIES -OTHER				
[] 290 ALL OTHER	[] 448 EDUCATION				
REAL PROPERTY					

Check if demanded in complaint:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y. AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE Jesse Furman DOCKET NUMBER 14-md-2543

Check YES only if demanded in complaint
JURY DEMAND: ☐ YES ☒ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

ORIGIN

(PLACE AN x IN ONE BOX ONLY)

- ☐ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from (Specify District)
 ☐ 6 Multidistrict Litigation (Transferred)
 ☐ 7 Appeal to District Judge from Magistrate Judge
 ☐ 8 Multidistrict Litigation (Direct File)
- ☐ a. all parties represented
 ☐ b. At least one party is pro se.

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

- ☐ 1 U.S. PLAINTIFF
 ☐ 2 U.S. DEFENDANT
 ☒ 3 FEDERAL QUESTION
 ☐ 4 DIVERSITY
- (U.S. NOT A PARTY)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF DEF [] 1 [] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [] 3 [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF [] 5 [] 5
CITIZEN OF ANOTHER STATE	[] 2 [] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4 [] 4	FOREIGN NATION	[] 6 [] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN

DATE 8/1/2017 SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

☒ NO

[] YES (DATE ADMITTED Mo. _____ Yr. _____)

Attorney Bar Code #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)